

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

TERRY MALONE,)
)
)
Plaintiff,) 4:08CV3199
)
V.)
)
HUSKER AUTO GROUP, Inc., a) **MEMORANDUM AND ORDER**
Nebraska Corporation,)
)
)
Defendant.)
)

This matter is before the court on the Magistrate Judge's Report and Recommendation ([filing 15](#)) recommending that Plaintiff's motion for remand ([filing 11](#)) be granted, and that this case be remanded to the District Court of Lancaster County, Nebraska. No objections to the recommendation have been filed.

I have reviewed the Magistrate Judge's Report and Recommendation pursuant to 28 U.S.C. § 636(b)(1). I find that the Report and Recommendation should be adopted. Inasmuch as Judge Piester has fully, carefully, and correctly found the facts and applied the law, I need only state that Plaintiff's motion for remand ([filing 11](#)) should be granted.

IT IS ORDERED:

1. The Magistrate Judge's Report and Recommendation ([filing 15](#)) is adopted;
2. Plaintiff's motion for remand ([filing 11](#)) is granted;
3. By separate document, judgment shall be entered remanding this case to

the District Court of Lancaster County, Nebraska.

December 17, 2008.

BY THE COURT:
s/Richard G. Kopf
United States District Judge